1	ROBERT S. GIANELLI, #82116 JOSHUA S. DAVIS, #193187		
2	ADRIAN J. BARRIO, #219266		
3	GIANELLI & MORRIS, A Law Corporation 550 South Hope Street, Suite 1645		
4	Los Angeles, California 90071		
5	Tel: (213) 489-1600; Fax: (213) 489-1611 rob.gianelli@gmlawyers.com		
	joshua.davis@gmlawyers.com		
6	adrian.barrio@gmlawyers.com		
7	Attorneys for Plaintiff		
8	JACQUELINE ADAN, on behalf of herself and all others similarly situated		
9		ON LLD	
10			
11	MOE KESHAVARZI, Cal. Bar No. 223759 JOHN T. BROOKS, Cal. Bar No. 167793		
12	ROBERT J. GUITE, Cal. Bar No. 244590 ANDREA N. FEATHERS, Cal. Bar No. 287188		
13	ANDREA N. FEATHERS, Cal. Bar No. 287188 333 South Hope Street, 43 rd Floor Los Angeles, California 90071-1422		
14	Tel: (213) 620-1780; Fax: (213) 620-1398		
	jbrooks@sheppardmullin.com		
15	rguite@sheppardmullin.com afeathers@sheppardmullin.com		
16	Attorneys for Defendant		
17	Kaiser Foundation Health Plan, Inc.		
18	UNITED STATES DISTRICT COURT		
19	NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION		
20	NORTHERN DISTRICT OF C	ALIFORNIA, OAKLAND DIVISION	
21	JACQUELINE ADAN, on behalf of herself	CASE NO : 4:17 ov 01076 USC (MELV)	
22	and all others similarly situated,) CASE NO.: 4:17-cv-01076-HSG (MEJx)) Assigned to Hon. Haywood S. Gilliam, Jr.	
23	Plaintiff,)) JOINT STIPULATION AND REQUEST	
24	T minum,) TO CONTINUE CASE MANAGEMENT	
25	V.) CONFERENCE; [PROPOSED] ORDER	
	WAIGED EQUIND ATION HEAT THE DIAM	Current Date: December 18, 2018 Paguagted Date: February 26, 2010	
26	KAISER FOUNDATION HEALTH PLAN, INC.,) Requested Date: February 26, 2019	
27	Defendant.		
28		,	

JOINT STIPULATION

WHEREAS, on March 6, 2018 the Court issued an order granting in part and denying in part Kaiser Foundation Health Plan, Inc.'s ("Kaiser's") Motion to Dismiss, and set a case management conference for April 3, 2018, at 2:00 p.m. (Dkt. No. 37);

WHEREAS, pursuant to the joint request and stipulation of the parties, this Court continued the April 3, 2018 case management conference to Tuesday, April 24, 2018 at 2:00 p.m. and ordered that the due date for the joint case management statement be continued to April 17, 2018;

WHEREAS, in its March 6, 2018 order granting in part and denying in part Defendant's Motion to Dismiss, the Court asked the parties to address whether it would be productive for the parties to renew their ADR efforts earlier than the October 2018 deadline contained in the parties' Joint CMC Statement filed on June 22, 2017, among other issues;

WHEREAS, prompted by the Court's inquiry, the parties began engaging in settlement negotiations and therefore requested continuance of the Case Management Conference;

WHEREAS, on April 16, 2018, the Court granted the parties' stipulation to continue the Case Management Conference to July 17, 2018, with the case management statement due July 10, 2018;

WHEREAS, on July 11, 2018, the Court granted the parties' stipulation to continue the Case Management Conference to October 2, 2018, with the case management statement due on September 25, 2018;

WHEREAS, on September 26, 2018, the Court granted the parties' stipulation to continue the Case Management Conference to November 13, 2018, with the case management statement due on November 6, 2018;

WHEREAS, on November 5, 2018, the Court granted the parties' stipulation to continue the Case Management Conference to December 18, 2018, with the case management statement due on December 11, 2018;

WHEREAS, the parties' settlement discussions continue to be at a standstill;

WHEREAS, the exhaustion process contemplated by the Court's March 6, 2018 Order is underway and Kaiser requested additional information from Plaintiff, including photographs and

1	records that were received by Kaiser's counsel on October 30, 2018 and December 4, 2018, to	
2	consider as part of Plaintiff's submissions. The parties believe that a reasonable continuance of the	
3	Case Management Conference for approximately sixty (60) days should enable Kaiser to complete	
4	its consideration of Plaintiff's submissions and complete the initial review so that the parties may	
5	assess the outstanding issues and develop a plan for moving forward; THEREFORE, IT IS	
6	HEREBY STIPULATED AND RESPECTFULLY REQUESTED that this Court continue the	
7	December 18, 2018 case management conference to Tuesday, February 26, 2019 at 2:00 p.m., and	
8	that the due date for the joint case management statement be continued to Tuesday, February 19,	
9	2019. The parties will address the issues itemized by the Court in its March 6, 2018 order in the	
10	parties' joint case management statement.	
11		
12		
13	DATED: December 6, 2018 GIANELLI & MORRIS	
14	By: /s/ Adrian J. Barrio	
15	ROBERT S. GIANELLI	
16	JOSHUA S. DAVIS ADRIAN J. BARRIO	
17	Attorneys for Plaintiff	
18		
19	DATED: December 6, 2018 SHEPPARD MULLIN RICHTER & HAMPTON	
20		
21	By: /s/ Robert J. Guite	
	MOE KESHAVARZI JOHN T. BROOKS	
22	ROBERT J. GUITE	
23	ANDREA N. FEATHERS Attorneys for Defendant Kaiser	
24	Foundation Health Plan, Inc.	
25		
26		
27		
28		

SIGNATURE CERTIFICATION As the attorney e-filing this document, I hereby certify that this document is acceptable to Defendants' counsel Robert J. Guite and that I have his authorization to affix his electronic signature to this document. DATED: December 6, 2018 GIANELLI & MORRIS /s/ Adrian J. Barrio By:___ ROBERT S. GIANELLI JOSHUA S. DAVIS ADRIAN J. BARRIO Attorneys for Plaintiff

[PROPOSED] ORDER

In accordance with the above Stipulation of the parties which is hereby incorporated by reference, and for good cause appearing therefore, the Court orders as follows:

IT IS HEREBY ORDERED that the case management conference set for December 18, 2018 at 2:00 p.m. be continued to February 26, 2019 at 2:00 p.m. The due date for the joint case management statement is continued to February 10291DISTRICE.

DATED: December __11, 2018

